

Cundy Sports Marketing
PO Box 206
Ettalong Beach NSW 2257



13 February 2010

Doug Limbrick
President
ACT Cross Country Club Inc
GPO Box 252
Canberra ACT 2601

Dear Doug

2010 CANBERRA MARATHON

We have both been involved in the Canberra Marathon for a long time. It means a lot to us both. It means a lot to other people too: it is the oldest marathon in Australia, an eagerly anticipated annual event for runners in Canberra, interstate and around the world.

The future of the Canberra Marathon is now at peril. The Chief Minister has issued a media release and statements in recent days in which he has said that, for as long as the Canberra Marathon is the subject of a legal dispute, he cannot issue a permit for the 2010 race to be run on the second Sunday in April, as it has done (except for Easter) since the early 1980s. It seems to me that you and I must do everything we can to ensure that the race does go ahead on 11 April this year. We must do whatever is within our power to protect the interests of an anticipated 1500 runners who have trained for months, the 700 already entered, those who have made travel and accommodation arrangements, who need to run in the Canberra Marathon to qualify for the 85th Comrades race in South Africa in May. And we must do whatever we can to preserve the Canberra Marathon for Canberra, which should continue long after you and I are gone.

The purpose of this letter is not to put CSM's case, or to ask the Club to back down from its position in its dispute with us: the Court is the proper place for that. I am writing to seek your co-operation. I propose that, for the 2010 Canberra Marathon:

- The ACTCCC and CSM make a joint application for permits from the relevant authorities for the marathon to take place on 11 April.
- CSM is paid a management fee of \$33,000 including GST. This is about the sum we received in 2002.
- CSM keeps complete records of all income and expenditure for the event.
- Any profits from the event are held in a trust account, pending resolution of our dispute, to be distributed consistently with the outcome of the litigation.
- The event is conducted in all other respects consistently with the most recent sponsorship agreement between the ACTCCC and CSM, dated 22 February 2005.

Whilst there are many things on which we do not agree, we do share a great love of running and a passionate commitment to the Canberra Marathon. I ask you to please put our differences to one side and accept this proposal so that runners can continue their training without anxiety, preparations for another successful event can resume and Canberra can maintain its place on the international marathon calendar.

Doug, you and I can save the Canberra Marathon, but only if we work together now. Please don't hesitate to call me at any time. I look forward to hearing from you soon.

Yours sincerely

Dave Cundy